

## Message Text

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ORIGIN ERDA-07

INFO OCT-01 ARA-10 ISO-00 OES-05 FEA-01 ACDA-10 CIAE-00

INR-07 IO-10 L-02 NSAE-00 NSC-05 EB-07 NRC-07 COME-00

/072 R

66608

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USERDA:ASFRIEDMAN

ARA/APU: RFELDER

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R 211800Z MAR 75

FM SECSTATE WASHDC

TO AMEMBASSY BUENOS AIRES

UNCLAS STATE 064282

E.O. 11652: N/A

TAGS: TECH, AR, BTIO

SUBJECT: RELOAD FUEL FOR ATUCHA I

REF: BA 643

1. IN RESPONSE TO EMBASSY INQUIRY RE U.S. RESTRICTIONS OR REQUIREMENTS FOR IMPORT AND EXPORT OF MATERIALS IN CONNECTION WITH FABRICATION OF RELOAD CORES FOR ATUCHA I, A COPY OF 10 CFR PART 40 IS BEING POUCHED. PART 40 COVERS REQUIREMENTS FOR IMPORT AND EXPORT LICENSES FOR SOURCE MATERIAL, WHICH INCLUDES NORMAL URANIUM.

2. SOURCE MATERIAL BEING IMPORTED INTO THE U.S. IS SUBJECT TO IMPORT LICENSE REQUIREMENTS, AND THIS PRESENTS NO GREAT PROBLEMS, ORDINARILY, SINCE U.S. FIRMS WHICH NORMALLY HANDLE SOURCE MATERIALS KNOW PROCEDURES INVOLVED AND COULD ARRANGE TO ASSIST CNEA IN OBTAINING IMPORT LICENSE CLEARANCES. IMPORT OF SOURCE MATERIAL IS GREATLY SIMPLIFIED IN THAT A GENERAL LICENSE EXISTS WHICH AUTHORIZES ANY PERSON TO IMPORT INTO THE UNCLASSIFIED

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U.S. SOURCE MATERIAL WHICH HE IS AUTHORIZED TO POSSESS IN

THE U.S. UNDER A SPECIFIC OR GENERAL LICENSE ISSUED BY AN AGREEMENT STATE (10 CFR 40.24) OR BY THE U.S. NUCLEAR REGULATORY COMMISSION (10 CFR 40.41).

3. A SPECIFIC LICENSE FROM NRC WOULD BE REQUIRED TO EXPORT FABRICATED FUEL ELEMENTS FROM THE U.S. AGAIN, THE U.S. FABRICATOR WOULD BE FAMILIAR WITH PROCEDURES TO BE FOLLOWED IN OBTAINING EXPORT LICENSES. U.S. SHIPPING AGENTS ALSO CAN BE RETAINED TO ASSIST IN OBTAINING NECESSARY LICENSES.

4. EMBASSY IS CORRECT IN ASSUMING THAT THE AGREEMENT FOR COOPERATION COULD BE USED AS THE MECHANISM TO PERMIT SUCH TRANSFERS (SEE E.G. ARTICLES IV, V AND VII A.). ISSUANCE OF AN EXPORT LICENSE WILL REQUIRE THAT ERDA MAKE A DETERMINATION THAT THE EXPORT WILL NOT BE INIMICAL TO THE COMMON DEFENSE AND SECURITY OF THE UNITED STATES. IF THE FABRICATED ELEMENTS WERE SHIPPED TO ARGENTINA PURSUANT TO THE AGREEMENT FOR COOPERATION THEY WOULD BE SUBJECT TO SAFEGUARDS PROVIDED THEREIN, I.E. U.S./ARGENTINA/IAEA TRILATERAL SAFEGUARDS AGREEMENT.

5. CNEA SHOULD BE INFORMED THAT ADDITIONAL INFORMATION REGARDING IMPORT AND EXPORT REQUIREMENTS ALSO CAN BE OBTAINED BY CONTACTING THE U.S. NUCLEAR REGULATORY COMMISSION, DIVISION OF MATERIALS AND FUEL CYCLE FACILITY LICENSING, AGREEMENTS AND EXPORTS BRANCH, WASHINGTON, D.C. 20555.

6. ALTHOUGH FOREGOING OUTLINES PROCEDURES WHEREBY ATUCHA FUEL COULD BE FABRICATED IN U.S., IT IS UNLIKELY THAT ANY U.S. FABRICATOR WILL RESPOND TO REQUEST FOR BIDS ON RELOAD FUEL. THIS IS BECAUSE NONE HAVE HAD EXPERIENCE IN NOR POSSESS FABRICATION CAPABILITY FOR THIS TYPE OF FUEL; THUS, THEY WOULD STAND LITTLE CHANCE OF BEING COMPETITIVE WITH FABRICATORS HAVING SUCH EXPERIENCE AND CAPABILITY. WHILE WE DO NOT WISH TO DISCOURAGE CNEA FROM SUBMITTING REQUEST FOR PROPOSALS TO U.S. FABRICATORS, WE WOULD NOT WANT CNEA TO CONSTRUCT PROBABLE LACK OF RESPONSE AS INDICATIVE OF U.S. NUCLEAR INDUSTRY DISINTEREST IN PARTICIPATING IN OTHER PARTS OF ARGENTINE NUCLEAR PROGRAM FOR WHICH OUR INDUSTRY HAS THE NECESSARY EXPERIENCE AND CAPABILITY.

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## Message Attributes

**Automatic Decaptioning:** X  
**Capture Date:** 01 JAN 1994  
**Channel Indicators:** n/a  
**Current Classification:** UNCLASSIFIED  
**Concepts:** REFUELING, NUCLEAR POWER PLANTS, NUCLEAR SAFEGUARDS, IMPORT LICENSES  
**Control Number:** n/a  
**Copy:** SINGLE  
**Draft Date:** 21 MAR 1975  
**Decaption Date:** 01 JAN 1960  
**Decaption Note:**  
**Disposition Action:** n/a  
**Disposition Approved on Date:**  
**Disposition Authority:** n/a  
**Disposition Case Number:** n/a  
**Disposition Comment:**  
**Disposition Date:** 01 JAN 1960  
**Disposition Event:**  
**Disposition History:** n/a  
**Disposition Reason:**  
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**Document Number:** 1975STATE064282  
**Document Source:** CORE  
**Document Unique ID:** 00  
**Drafter:** USERDA/AIA: RAYMOND N. MOORE  
**Enclosure:** n/a  
**Executive Order:** N/A  
**Errors:** N/A  
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**Office:** ORIGIN ERDA  
**Original Classification:** UNCLASSIFIED  
**Original Handling Restrictions:** n/a  
**Original Previous Classification:** n/a  
**Original Previous Handling Restrictions:** n/a  
**Page Count:** 2  
**Previous Channel Indicators:** n/a  
**Previous Classification:** n/a  
**Previous Handling Restrictions:** n/a  
**Reference:** 75 BA 643  
**Review Action:** RELEASED, APPROVED  
**Review Authority:** woolflhd  
**Review Comment:** n/a  
**Review Content Flags:**  
**Review Date:** 23 SEP 2003  
**Review Event:**  
**Review Exemptions:** n/a  
**Review History:** RELEASED <23 SEP 2003 by greeneet>; APPROVED <31 DEC 2003 by woolflhd>  
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**Review Referrals:** n/a  
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**Review Release Event:** n/a  
**Review Transfer Date:**  
**Review Withdrawn Fields:** n/a  
**Secure:** OPEN  
**Status:** NATIVE  
**Subject:** RELOAD FUEL FOR ATUCHA I  
**TAGS:** TECH, BTIO, AR, US, ATUCHA NUCLEAR POWER STATION  
**To:** BUENOS AIRES  
**Type:** TE  
**Markings:** Margaret P. Grafeld Declassified/Released US Department of State EO Systematic Review 05 JUL 2006